

ATTORNEY DOCKET NO.
AUS920030962US1 (IBM 2852000)

PATENT APPLICATION
SERIAL NO. 10/765,777

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Craig William Fellenstein

Serial Number: 10/765,777

Filed: January 27, 2004

For: A SYSTEM AND METHOD FOR
AUTONOMIC PERFORMANCE
ENHANCEMENT OF STORAGE MEDIA

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Group Art Unit: 2166

Examiner: Navneet K. Ahluwalia

Mail Stop Amendment AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

NOTICE OF APPEAL

Dear Sir:

In response to the Final Action dated March 7, 2007 ("Final Action"), and the Advisory Action dated June 26, 2007 ("Advisory Action"), Applicants hereby appeal the Examiner's rejection of the present application.

Applicants note that a Response to the Final Action was filed on June 7, 2007.

Applicants hereby authorize the Examiner to charge the required fees for filing a Notice of Appeal to Deposit Account No. 09-0447 of IBM Corporation. If any additional fee is required,

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please charge same (other than an issue fee), and credit any overpayment, during the pendency of this U.S. patent application, to Deposit Account No. 09-0447 of IBM Corporation, reference AUS920030962US1.

Respectfully submitted,

CARR LLP

Dated: August 7, 2007
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